

Section 17  
#4  
**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/374,338	08/13/99	HELLER	M 241/172

0242/0907

LYON & LYON LLP  
633 WEST FIFTH STREET  
SUITE 4700  
LOS ANGELES CA 90071-2066

NOT ASSIGNED

DATE MAILED:

09/07/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 3,698.00

☒ 1. The statutory basic filing fee is:

- ☐ missing.  
☒ insufficient.

Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 200.00 for 117 total claims over 20.

\$ 702.00 for 9 independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unsigned.  
☒ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☒ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

L. Lyon  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

02/09/2000 CUBRACHA 00000071 122475 09374338  
01 FC:105 130.00 DP  
02 FC:103 2105.00 DP  
03 FC:102 702.00 DP  
04 FC:101 690.00 DP  
70.00 CH



Patent  
241/172

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Michael J. Heller et al.

Serial No.: 09/374,338

Filed: August 13, 1999

For: MICROELECTRONIC MOLECULAR  
DESCRIPTOR ARRAY DEVICES, METHODS,  
PROCEDURES AND FORMATS FOR  
COMBINATORIAL BINDING STRUCTURES AND  
FOR DRUG SCREENING

)  
) Group Art Unit: 1743

)  
) Examiner: Not Yet Assigned

TRANSMITTAL OF MISSING PARTS

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on September 7, 1999, enclosed are:

- ☒ Declarations
- ☒ Power of Attorney: ☐ Separate or ☒ Combined with Declaration
- ☐ Assignment of the invention to \_\_\_\_\_ (together with PTO Form 1595)

OC-44367.1

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

February 04, 2000

Date of Deposit

Denise N. Doss

Name of Person Mailing Paper

Signature of Person Mailing Paper

02/09/2000 CVORACHA 00000070 09374338

870.00 OP

01 FC:117

☐ A Verified Statement to establish "Small Entity Status" under 37 CFR §§ 1.9 and 1.27

☒ A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

## II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$190.00	\$380.00
<input checked="" type="checkbox"/> three months	\$435.00	\$870.00
<input type="checkbox"/> four months	\$680.00	\$1,360.00
<input type="checkbox"/> five months	\$925.00	\$1,850.00
<b>Fee</b>		<b>\$870.00</b>

☐ If any extension fee is required, please consider this a petition therefor.

## III. FILING FEES

BASIC FILING FEE:							\$690.00
Total Claims	137	-	20	=	117	x \$18.00	\$2,106.00
Independent Claims	12	-	3	=	9	x \$78.00	\$702.00
Multiple Dependent Claims	\$260	(if applicable)				<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)				<input checked="" type="checkbox"/>	\$130.00
TOTAL OF ABOVE CALCULATIONS							\$3,628.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.							<input type="checkbox"/> \$0.00
Extension of Time (from above)							\$870.00
Assignment -- \$40 (if applicable)							<input type="checkbox"/> \$0.00
TOTAL FEES SUBMITTED HEREWITH							\$4,498.00

## IV. METHOD OF PAYMENT OF FEES:

☒ A check in the amount of \$4,498.00 is enclosed to cover the above fee(s).

☐ Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of \_\_\_\_\_.

☒ The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: February 4, 2000

By: 

David Murphy  
Reg. No. 31,125

DBM/dnd  
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